THE VILLAGES AT CASTLE ROCK METROPOLITAN DISTRICT NO. 9 TOWN OF CASTLE ROCK, STATE OF COLORADO

ANNUAL REPORT FOR FISCAL YEAR 2020

Pursuant to §32-1-207(3)(c), C.R.S., the Town of Castle Rock, Colorado (the "Town") has requested that The Villages at Castle Rock Metropolitan District No. 9 (the "District"), submit an annual report to the Town reflecting the activity and financial events through the preceding December 31 (the "report year" or "2020").

As noted in the 2018 and 2019 Annual Reports to the Town, the District's Board of Directors (the "Board") was reconstituted through appointment by the Town Council on August 21, 2018, through adoption of Resolution No. 2018-072, after a period of nearly 30 years of the Board being vacated and of the District being dormant. Since that time, the Board has worked on bringing the District current and assessing the outstanding obligations and needs of the District and its taxpayers.

For the year ending December 31, 2020, the District makes the following report:

A. <u>A narrative summary of the progress of the District in implementing its service</u> plan for the report year;

No public improvements were constructed by the District during the report year.

B. Except when an exemption from audit has been granted for the report year under the Local Government Audit Law, the audited financial statements of the District for the report year including a statement of financial condition (i.e. balance sheet) as of December 31 of the report year and a statement of operations (i.e. revenues and expenditures) for the report year;

The 2020 Application for Exemption from Audit is attached hereto as **Exhibit A**.

C. <u>Unless disclosed within a separate schedule to the financial statements, a</u> summary of the capital expenditures incurred by the District in development of public facilities in the report year, as well as any capital improvements or projects proposed to be undertaken in the five (5) years following the report year;

No capital expenditures were incurred by the District in 2020 and none are currently proposed.

D. <u>Unless disclosed within a separate schedule to the financial statements, a</u> summary of the financial obligations of the District at the end of the report year, including the amount of outstanding indebtedness, the amount and terms of any new District indebtedness or long-term obligations issued in the report year, the amount of payment or retirement of existing indebtedness of the District in the report year, the total assessed valuation of all taxable properties within the District as of January 1 of the report year, and the current mill levy of the District pledged to debt retirement in the report year;</u>

No new District indebtedness or long-term obligations were issued in the report year. Please see the response to item H, below, with regard to outstanding financial obligations of the District.

The total assessed valuation of all taxable properties within the District, as certified by the Douglas County Assessor's Office, for 2020 is \$80,080. There was no mill levy pledged to debt retirement in the report year.

E. <u>The District's budget for the calendar year in which the annual report is</u> submitted;

A copy of the District's 2021 budget is attached as **Exhibit B**.

F. <u>A summary of residential and commercial development which has occurred</u> within the District for the report year;

No development occurred within the District during the report year.

G. <u>A summary of all fees, charges, and assessments imposed by the District as of</u> January 1 of the report year;

No fees, charges, or assessments were imposed by the District during the report year.

H. <u>Certification of the Board that no action, event or condition enumerated in Section</u> 11.02.060 of the Castle Rock Municipal Code has occurred in the report year; and

As of the date of this report, the District can certify that there is no action, event or condition enumerated in Section 11.02.060 Subsections B-I, inclusive, of the Castle Rock Municipal Code which occurred in the report year.

I. <u>The name, business address and telephone number of each member of the Board</u> and its chief administrative officer and general counsel, together with the date, place and time of the regular meetings of the Board.

Members of the Board:

Robert L. Eck, II, President 6111 Quartz Loop Arvada, Colorado 80403 PH: (303) 961-0313

Lisa A. Johnson, Secretary/Treasurer 6401 Sparrow Avenue Firestone, Colorado 80504 PH: (303) 386-6349

Joseph Locicero, Assistant Secretary

6111 Quartz Loop Arvada, Colorado 80403 PH: (925) 708-2051

General Counsel:

Jennifer Gruber Tanaka, Esq. WHITE BEAR ANKELE TANAKA & WALDRON Attorneys at Law 2154 East Commons Avenue, Suite 2000 Centennial, Colorado 80122

Regular Meetings of the Board of Directors:

December 6, 2021 2154 East Commons Avenue, Suite 2000 Centennial, Colorado 80122 1:00 P.M.

The District hereby certifies that the information provided herein is true and accurate and, as of the date hereof.

Respectfully submitted this 22nd day of April, 2021.

EXHIBIT A

THE VILLAGES AT CASTLE ROCK METROPOLITAN DISTRICT NO. 9

APPLICATION FOR EXEMPTION FROM 2020 AUDIT

APPLICATION FOR EXEMPTION FROM AUDIT

SHORT FORM

NAME OF GOVERNMENT	Villages at Castle Rock Metropolitan District No. 9	For the Year Ended
ADDRESS	c/o White Bear Ankele Tanaka & Waldron	12/31/20
	2154 E. Commons Avenue, Suite 2000	or fiscal year ended:
	Centennial, CO 80122	1 -
CONTACT PERSON	Jennifer Tanaka	
PHONE	303/858-1800	1
EMAIL	Jtanaka@wbapc.com	1
FAX	303/858-1801	1
	DADT 4 CEDTIEICATION OF DDEDADED	

PART 1 - CERTIFICATION OF PREPARER I certify that I am skilled in governmental accounting and that the information in the application is complete and accurate, to the best of my knowledge.

NAME:	Diane K Wheeler
TITLE	District Accountant
FIRM NAME (if applicable)	Simmons & Wheeler, P.C.
ADDRESS	304 Inverness Way South, Suite 490, Englewood CO 80112
PHONE	303-689-0833
DATE PREPARED	3/2/2021

PREPARER (SIGNATURE REQUIRED)

Diane Wheeler

Please indicate whether the following financial information is recorded	GOVERNMENTAL (MODIFIED ACCRUAL BASIS)	PROPRIETARY (CASH OR BUDGETARY BASIS)	
using Governmental or Proprietary fund types			

PART 2 - REVENUE

REVENUE: All revenues for all funds must be reflected in this section, including proceeds from the sale of the government's land, building, and equipment, and proceeds from debt or lease transactions. Financial information will not include fund equity information.

Line#		Des	scription	Round to nearest Dollar	Please use this
2-1	Taxes: Pro	operty	(report mills levied in Question 10-6)	\$ 0,011	space to provide
2-2	Sp	ecific owners	hip	\$ 607	any necessary
2-3	Sa	les and use		\$ -	explanations
2-4	Ot	her (specify):		\$ -	
2-5	Licenses and permits			\$ -	
2-6	Intergovernmental:		Grants	\$ -	
2-7			Conservation Trust Funds (Lottery)	\$ -	
2-8			Highway Users Tax Funds (HUTF)	\$ -	
2-9			Other (specify):	\$ -	
2-10	Charges for services			\$ -	
2-11	Fines and forfeits			\$ -	
2-12	Special assessments			\$ -	
2-13	Investment income			\$ -	
2-14	Charges for utility servi	ices		\$ -	
2-15	Debt proceeds		(should agree with line 4-4, column 2)	\$ -	
2-16	Lease proceeds			\$ -	
2-17	Developer Advances re	ceived	(should agree with line 4-4)	\$ 14,480	
2-18	Proceeds from sale of o	capital assets		\$ -	
2-19	Fire and police pension	1 IIII		\$ -	
2-20	Donations			\$ -	
2-21	Other (specify):			\$ -	
2-22	Change in Developer ac	dvance rec.		\$ (1,460)	
2-23				\$ 	
2-24		(add lin	es 2-1 through 2-23) TOTAL REVENUE	\$ 20,574	

PART 3 - EXPENDITURES/EXPENSES

EXPENDITURES: All expenditures for all funds must be reflected in this section, including the purchase of capital assets and principal and interest payments on long-term debt. Financial information will not include fund equity information.

Line#	Description		Round to near	est Dollar	Please use this
3-1	Administrative		\$	104	space to provide
3-2	Salaries	-	\$	-	any necessary
3-3	Payroll taxes	-	\$	-	explanations
3-4	Contract services	-	\$	-	
3-5	Employee benefits	-	\$	-	
3-6	Insurance	-	\$	1,184	
3-7	Accounting and legal fees	-	\$	17,868	
3-8	Repair and maintenance	-	\$	-	
3-9	Supplies	-	\$	-	
3-10	Utilities and telephone	-	\$	-	
3-11	Fire/Police	-	\$	-	
3-12	Streets and highways	-	\$	-	
3-13	Public health	-	\$	-	
3-14	Capital outlay	-	\$	-	
3-15	Utility operations	-	\$	-	
3-16	Culture and recreation	-	\$	-	
3-17	Debt service principal (sh	ould agree with Part 4)	\$	-	
3-18	Debt service interest	-	\$	-	
3-19	Repayment of Developer Advance Principal (sho	uld agree with line 4-4)	\$	-	
3-20	Repayment of Developer Advance Interest	-	\$	-	
3-21	Contribution to pension plan (s	hould agree to line 7-2)	\$	-	
3-22	Contribution to Fire & Police Pension Assoc. (s	hould agree to line 7-2)	\$	-	
3-23	Other (specify):	-			
3-24		-	\$	-	Ī
3-25		-	\$	-	Ī
3-26	(add lines 3-1 through 3-24) TOTAL EXPENDIT	URES/EXPENSES	\$	19,156	
If TOTAL	REVENUE (Line 2-24) or TOTAL EXPENDITURES (Line 3-26) a	re GREATER than	\$100.000 - STOF	. You may n	ot use this

form. Please use the "Application for Exemption from Audit -<u>LONG FORM</u>".

	PART 4 - DEBT OUTSTANDING	G, I	SSUE),	AND RI	ETIR	RED		
	Please answer the following questions by marking the						Yes		No
4-1	Does the entity have outstanding debt?						I		
	If Yes, please attach a copy of the entity's Debt Repayment S		lule.						
4-2	Is the debt repayment schedule attached? If no, MUST explai					, 0			
	Developer advance subject to repayment with available funds	5							
4-3	Is the entity current in its debt service payments? If no, MUST explain:								
4-4	Please complete the following debt schedule, if applicable:					Detim	a al al contra ac	0	4 4
	(please only include principal amounts)(enter all amount as positive		Itstanding at		ssued during vear		ed during vear		standing at ear-end
	numbers)	enu			year		year	У	ear-ena
	General obligation bonds	\$	-	\$	-	\$	-	\$	-
	Revenue bonds	\$	-	\$	-	\$	-	\$	-
	Notes/Loans	\$	-	\$	-	\$	-	\$	-
	Leases	\$	-	\$	-	\$	-	\$	-
	Developer Advances	\$	19.777		14,480	\$	-	\$	34,257
	Other (specify):	\$	-	\$	_	\$	-	\$	- , -
	TOTAL	\$	19,777	' \$	14,480	\$	-	\$	34,257
		*mu	/		ending balance				- , -
	Please answer the following questions by marking the appropriate boxes			,	U		Yes		No
4-5	Does the entity have any authorized, but unissued, debt?								J
If yes:	How much?	\$			-				
	Date the debt was authorized:								
4-6	Does the entity intend to issue debt within the next calendar	year	?			, i			J
If yes:	How much?	\$			-]			
4-7	Does the entity have debt that has been refinanced that it is s	till r	esponsible	for	?				v
If yes:	What is the amount outstanding?	\$	•		-]			
4-8	Does the entity have any lease agreements?								J
If yes:]			
	What is the original date of the lease?					1			
	Number of years of lease?]			
	Is the lease subject to annual appropriation?					۰ ۱			J
	What are the annual lease payments?	\$			-				
	Please use this space to provide any	expl	anations o	r co	mments:				

	Please provide the entity's cash deposit and investment balances.		Α	mount		Total
5-1	YEAR-END Total of ALL Checking and Savings Accounts		\$	6,243		
5-2	Certificates of deposit		\$	-		
	Total Cash Deposits				\$	6,24
	Investments (if investment is a mutual fund, please list underlying investments):					
			\$	-		
5-3			\$	-		
5-5			\$	-		
			\$	-		
	Total Investments				\$	-
	Total Cash and Investments				\$	6,24
	Please answer the following questions by marking in the appropriate boxes	Yes		No		N/A
5-4	Are the entity's Investments legal in accordance with Section 24-75-601, et. seq., C.R.S.?			1	[2
5-5	Are the entity's deposits in an eligible (Public Deposit Protection Act) public depository (Section 11-10.5-101, et seq. C.R.S.)?			I	C	2

	PART 6 - CAPITAL ASSETS							
	Please answer the following questions by marking in the appropriate boxe	es.		Y	′es		No	
6-1	Does the entity have capital assets?			Ū				
6-2	6-2 Has the entity performed an annual inventory of capital assets in accordance with Section 29-1-506, C.R.S.,? If no, MUST explain:							
6-3	Complete the following capital assets table:	Balance - beginning of the year*	Additions (Must be included in Part 3)	Dele	etions		ar-End lance	
	Land	\$ -	\$ -	\$	-	\$	-	
	Buildings	\$ -	\$ -	\$	-	\$	-	
	Machinery and equipment	\$ -	\$-	\$	-	\$	-	
	Furniture and fixtures	\$-	\$-	\$	-	\$	-	
	Infrastructure	\$-	\$-	\$	-	\$	-	
	Construction In Progress (CIP)	\$ -	\$-	\$	-	\$	-	
	Other (explain):	\$ -	\$-	\$	-	\$	-	
	Accumulated Depreciation	<u>\$</u> -	\$ -	\$	-	\$	-	
	TOTAL	\$ -	\$-	\$	-	\$	-	
	Please use this space to provide any explanations or comments:							
	PART 7 - PENSION	NFORMA						
	Please answer the following questions by marking in the appropriate boxe	es.		Y	'es		No	
7-1	Does the entity have an "old hire" firemen's pension plan?					Ø		

	Please answer the following questions by marking in the appropriate boxes.			Yes
7-1	Does the entity have an "old hire" firemen's pension plan?			
7-2	7-2 Does the entity have a volunteer firemen's pension plan?			
If yes:	Who administers the plan?			
	Indicate the contributions from:			
	Tax (property, SO, sales, etc.):	\$	-	
	State contribution amount:	\$	-	
	Other (gifts, donations, etc.):	\$	-	
	TOTAL	\$	-	
	What is the monthly benefit paid for 20 years of service per retiree as of Jan	\$	-	
	Diseas use this appear to provide any explanations or		ontor	

Please use this space to provide any explanations or comments:

V

PART 8 - BUDGET INFORMATION						
	Please answer the following questions by marking in the appropriate boxes.	Yes	No	N/A		
8-1	Did the entity file a budget with the Department of Local Affairs for the current year in accordance with Section 29-1-113 C.R.S.?	Ø				
8-2	Did the entity pass an appropriations resolution, in accordance with Section 29-1-108 C.R.S.? If no, MUST explain:					

If yes: Please indicate the amount budgeted for each fund for the year reported:

Fund Name	Budgeted Expenditures/Expenses
General Fund	\$ 50,000

	PART 9 - TAXPAYER'S BILL OF RIGHTS (TAB	DR)	
	Please answer the following question by marking in the appropriate box	Yes	No
9-1	Is the entity in compliance with all the provisions of TABOR [State Constitution, Article X, Section 20(5)]?		
	Note: An election to exempt the government from the spending limitations of TABOR does not exempt the government from the 3 percent emergency reserve requirement. All governments should determine if they meet this requirement of TABOR.		-
lf no, ML	JST explain:		
	PART 10 - GENERAL INFORMATION		
	Please answer the following questions by marking in the appropriate boxes.	Yes	No
10-1	Is this application for a newly formed governmental entity?		
If yes:	Date of formation:		
10-2	Has the entity changed its name in the past or current year?		
10 2	The the ontry onunged to name in the past of our one your .	L	
If yes:	Please list the NEW name & PRIOR name:		
10-3	le the entity e metre eliter district?		
10-5	Is the entity a metropolitan district? Please indicate what services the entity provides:		
	Streets, water, sewer, parks and recreation		
10-4	Does the entity have an agreement with another government to provide services?		
If yes:	List the name of the other governmental entity and the services provided:		
2			
10-5	Has the district filed a Title 32, Article 1 Special District Notice of Inactive Status during		
If yes:	Date Filed:		
10-6	Does the entity have a certified Mill Levy?		
If yes:			
	Please provide the following <u>mills</u> levied for the year reported (do not report \$ amounts):		
	Bond Redemption mills		-
	General/Other mills		87.842
	Total mills		87.842

Please use this space to provide any explanations or comments:

Please answer the following question by marking in the appropriate box

7

NO

12-1 If you plan to submit this form electronically, have you read the new Electronic Signature Policy?

Office of the State Auditor — Local Government Division - Exemption Form Electronic Signatures Policy and Procedure

Policy - Requirements

The Office of the State Auditor Local Government Audit Division may accept an electronic submission of an application for exemption from audit that includes governing board signatures obtained through a program such as Docusign or Echosign. Required elements and safeguards are as follows:

• The preparer of the application is responsible for obtaining board signatures that comply with the requirement in Section 29-1-604 (3), C.R.S., that states the application shall be personally reviewed, approved, and signed by a majority of the members of the governing body.

• The application must be accompanied by the signature history document created by the electronic signature software. The signature history document must show when the document was created and when the document was emailed to the various parties, and include the dates the individual board members signed the document. The signature history must also show the individuals' email addresses and IP address.

• Office of the State Auditor staff will not coordinate obtaining signatures.

The application for exemption from audit form created by our office includes a section for governing body approval. Local governing boards note their approval and submit the application through one of the following three methods:

1) Submit the application in hard copy via the US Mail including original signatures.

2) Submit the application electronically via email and either,

a. Include a copy of an adopted resolution that documents formal approval by the Board, or

b. Include electronic signatures obtained through a software program such as Docusign or Echosign in accordance with the requirements noted above.

Pri	int the names of ALL members of curr governing body below.	rent A <u>MAJORITY</u> of the members of the governing body must complete and sign in the column below.		
Board	Print Board Member's Name	IRobert Eck, attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for exemption from		
Member 1	Robert Eck	audit. Signed ^{Bobart L_Eck} Date: Mar 2, 2021 My term Expires:05/2023		
Decad	Print Board Member's Name	ILisa Johnson, attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for		
Board Member 2	Lisa Johnson	exemption from audit. Signed		
Board	Print Board Member's Name	IJoseph Locicero, attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for		
Member 3	Joseph Locicero	exemption from audit. Signed Date: My term Expires:May 2023		
Board	Print Board Member's Name	I, attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for		
Member 4		exemption from audit. Signed Date: My term Expires:		
Board Member 5	Print Board Member's Name	I		
Board Member 6	Print Board Member's Name	I, attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for exemption from audit. Signed Date: My term Expires:		
Board Member 7	Print Board Member's Name	I		

Villages at Castle Roc MD #9 2020

Interim Agreement Report

2021-03-30

Created:	2021-03-02
By:	Diane Wheeler (diane@simmonswheeler.com)
Status:	Out for Signature
Transaction ID:	CBJCHBCAABAAy0jxyyUxyU3IAFAyUzp-by0CFGAA2SbE

Agreement History

Agreement history is the list of the events that have impacted the status of the agreement prior to the final signature. A final audit report will be generated when the agreement is complete.

"Villages at Castle Roc MD #9 2020" History

- Document created by Diane Wheeler (diane@simmonswheeler.com) 2021-03-02 - 9:22:10 PM GMT- IP address: 208.187.187.252
- Document emailed to Diane Wheeler (diane@simmonswheeler.com) for signature 2021-03-02 - 9:23:17 PM GMT
- Document emailed to Lisa A. Johnson (lisa.johnson@claconnect.com) for signature 2021-03-02 - 9:23:17 PM GMT
- Document emailed to joe@activehomebuilders.com for signature 2021-03-02 - 9:23:17 PM GMT
- Document emailed to Robert L. Eck II (bob.eck@landassetstrategies.com) for signature 2021-03-02 - 9:23:17 PM GMT
- Document e-signed by Diane Wheeler (diane@simmonswheeler.com) Signature Date: 2021-03-02 - 9:23:24 PM GMT - Time Source: server- IP address: 208.187.187.252
- Email viewed by Lisa A. Johnson (lisa.johnson@claconnect.com) 2021-03-02 - 9:35:26 PM GMT- IP address: 104.47.56.254
- Document e-signed by Lisa A. Johnson (lisa.johnson@claconnect.com) Signature Date: 2021-03-02 - 9:35:53 PM GMT - Time Source: server- IP address: 165.225.10.187
- Email viewed by Robert L. Eck II (bob.eck@landassetstrategies.com) 2021-03-02 - 10:04:09 PM GMT- IP address: 75.166.72.154
- Document e-signed by Robert L. Eck II (bob.eck@landassetstrategies.com) Signature Date: 2021-03-02 - 10:04:56 PM GMT - Time Source: server- IP address: 75.166.72.154

Adobe Sign

EXHIBIT B

THE VILLAGES AT CASTLE ROCK METROPOLITAN DISTRICT NO. 9

2021 BUDGET

VILLAGES AT CASTLE ROCK METROPOLITAN DISTRICT NO. 9 2021 BUDGET MESSAGE

Attached please find a copy of the adopted 2021 budget for Villages at Castle Rock Metropolitan District No. 9.

The Villages at Castle Rock Metropolitan District No. 9 has adopted a budget for one fund, a General Fund to provide for the payment of general operating expenditures.

The District's accountants have utilized the modified accrual basis of accounting and the budget has been adopted after proper postings, publications and public hearing.

The primary sources of revenue for the District in 2021 will be property taxes and developer advances. The District intends to impose an 88.083 mill levy on the property within the District for 2021, which will be dedicated to the General Fund.

Villages at Castle Rock Metropolitan District No. 9 Adopted Budget General Fund For the Year ended December 31, 2021

	Actual 2019	Adopted Budget <u>2020</u>	Actual <u>6/30/2020</u>	Estimate 2020	Adopted Budget <u>2021</u>
Beginning fund balance	<u>s -</u>	<u>\$ -</u>	<u>s -</u>	<u>s -</u>	\$ 11,600
Revenues:					
Property taxes	7,503	7,034	6,947	7,000	671
Specific ownership taxes	753	552	274	600	34
Interest Income	2	-	2,205	4,000	-
Developer advances	21,237	42,414	4,996	24,339	37,695
Total revenues	29,495	50,000	14,422	35,939	38,400
Total funds available	29,495	50,000	14,422	35,939	50,000
Expenditures:					
Audit/ Exemption	3,532	2,500	674	1,800	2,500
Engineering	1,800	-	-	-	-
Election	-	1,500	-	-	-
Insurance/ SDA Dues	358	3,000	1,184	1,184	3,000
Legal	22,915	35,000	8,089	21,000	35,000
Directors fees	600	-	-	-	-
Miscellaneous	177	750	-	250	750
Treasurer's Fees	113	106	104	105	10
Contingency	-	5,858	-	-	7,502
Emergency Reserve		1,286			1,238
Total expenditures	29,495	50,000	10,051	24,339	50,000
Ending fund balance	<u>\$</u> -	<u>\$</u>	\$ 4,371	\$ 11,600	<u>\$</u> -
Assessed valuation		\$ 80,080			\$ 7,620
Mill Levy		87.842			88.083